

**UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF PUERTO RICO**

In re:

THE FINANCIAL OVERSIGHT AND
MANAGEMENT BOARD FOR PUERTO RICO,

as representative of

THE COMMONWEALTH OF PUERTO RICO *et al.*,

Debtors.¹

PROMESA Title III

Case No. 17 BK 3283-LTS

(Jointly Administered)

In re:

THE FINANCIAL OVERSIGHT AND
MANAGEMENT BOARD FOR PUERTO RICO,

as representative of

PUERTO RICO HIGHWAYS AND
TRANSPORTATION AUTHORITY,

Debtor.

PROMESA Title III

Case No. 17 BK 3567-LTS

**This Court Filing Relates Only to
HTA's Title III Case (Case No.
17-BK-3567-LTS)**

**STATEMENT IN SUPPORT AND RESERVATION OF RIGHTS OF
NATIONAL PUBLIC FINANCE GUARANTEE CORPORATION WITH
RESPECT TO THE THIRD AMENDED TITLE III PLAN OF ADJUSTMENT OF
THE PUERTO RICO HIGHWAYS AND TRANSPORTATION AUTHORITY**

¹ The Debtors in these Title III cases, along with each Debtor's respective Title III case number and the last four (4) digits of each Debtor's Federal tax identification number, as applicable, are the (i) Commonwealth of Puerto Rico ("Commonwealth") (Bankruptcy Case No. 17 BK 3283-LTS) (Last Four Digits of Federal Tax ID: 3481); (ii) Puerto Rico Sales Tax Financing Corporation ("COFINA") (Bankruptcy Case No. 17 BK 3284-LTS) (Last Four Digits of Federal Tax ID: 8474); (iii) Puerto Rico Highways and Transportation Authority ("HTA") (Bankruptcy Case No. 17 BK 3567-LTS) (Last Four Digits of Federal Tax ID: 3808); (iv) Employees Retirement System of the Government of the Commonwealth of Puerto Rico ("ERS") (Bankruptcy Case No. 17 BK 3566-LTS) (Last Four Digits of Federal Tax ID: 9686); and (v) Puerto Rico Electric Power Authority ("PREPA") (Bankruptcy Case No. 17 BK 04780-LTS) (Last Four Digits of Federal Tax ID: 3747); and (vi) Puerto Rico Public Buildings Authority ("PBA") (Bankruptcy Case No. 19-BK-5523-LTS) (Last Four Digits of Federal Tax ID: 3801) (Title III case numbers are listed as Bankruptcy Case numbers due to software limitations).

National Public Finance Guarantee Corporation (“National”) hereby submits this statement in support and reservation of rights with respect to the *Third Amended Title III Plan of Adjustment of the Puerto Rico Highways and Transportation Authority* (ECF No. 21267, the “Plan”)² and respectfully states as follows:

STATEMENT IN SUPPORT AND RESERVATION OF RIGHTS

1. On June 17, 2022, the Oversight Board filed the Plan. On June 22, 2022, the Court entered the *Order (I) Approving Disclosure Statement, (II) Fixing Voting Record Date, (III) Approving Confirmation Hearing Notice and Confirmation Schedule, (IV) Approving Solicitation Packages and Distribution Procedures, (V) Approving Forms of Ballots, and Voting and Election Procedures, (VI) Approving Notice of Non-Voting Status, (VII) Fixing Voting, Election, and Confirmation Deadlines, and (VIII) Approving Vote Tabulation Procedures* (ECF No. 21293, the “DS Order”). On July 13, 2022, the Court entered the *Order Regarding Procedures for Hearing on Confirmation of HTA Plan of Adjustment and August 17–18, 2022, Omnibus Hearing* (ECF No. 21494, the “Hearing Procedures Order”).

2. The DS Order establishes (i) July 27, 2022 as the deadline by which creditors must file objections to the Plan, and (ii) August 7, 2022 as the deadline by which the Debtor and other parties in interest must file replies to such objections. *See* DS Order ¶¶ 23, 26. The Hearing Procedures Order requires counsel for parties-in-interest that have “filed an objection to or statement in support of confirmation of the Plan” to file an informative motion in order to participate at the Confirmation Hearing. *See* Hearing Procedures Order ¶ 6(a).

² Unless otherwise indicated, ECF numbers refer to the docket in Case Number 17-3283-LTS. Capitalized terms used but not defined herein shall have the meanings ascribed to them in the Plan.

3. National is a party to the HTA/CCDA Plan Support Agreement, as defined in the Plan, and supports confirmation of the Plan consistent with the HTA/CCDA Plan Support Agreement.

4. National hereby reserves all of its rights with respect to the Plan (including the Plan Supplement), including its rights to be heard at any contested confirmation hearing and to respond to any objections to the settlement with the HTA bondholders and to the Plan more generally. To the extent that any response to filed objections is necessary, National will file such response no later than August 7, 2022, which is the deadline for the Debtor and other parties in interest to file replies in support of confirmation of the Plan.

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Dated: July 27, 2022

Respectfully submitted,

**ADSUAR MUNIZ GOYCO SEDA & PEREZ-
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CERTIFICATE OF SERVICE

I hereby certify that I caused this document to be filed electronically with the Clerk of the Court using the CM/ECF System, which will send notification of such filing to all parties of record in the captioned case.

At San Juan, Puerto Rico, the 27 day of July, 2022.

By: /s/ Eric Pérez-Ochoa